



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

*26 Federal Plaza, 37<sup>th</sup> Floor  
New York, New York 10278*

December 5, 2024

**BY ECF**

The Honorable Arun Subramanian  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: *United States v. Sean Combs*, 24 Cr. 542 (AS)**

Dear Judge Subramanian:

Pursuant to the Court's Individual Rules, the Government respectfully submits this letter motion to request an adjournment of the briefing schedule in connection with the motion filed by the defendant last night. (*See* Dkt. No. 97). By order dated November 19, 2024, the Court set the following briefing schedule for the defendant's application relating to the notes photographed at the MDC:

- Defense motion due December 4, 2024
- Government opposition due December 9, 2024
- Defense reply due December 11, 2024

The Government proposes the following adjournment, which would provide the Government a similar amount of time to respond to the defendant's brief as the defendant had to draft and file his brief:

- Government opposition due December 20, 2024
- Defense reply due December 27, 2024

The Government respectfully submits that the proposed schedule will afford the Government adequate time to respond to the myriad issues raised in the defendant's brief. Specifically, given that the Government's Case Team cannot respond to certain arguments advanced in the defendant's brief regarding privilege because the Case Team is no longer in possession of the notes at issue, the Government must add an Assistant United States Attorney to the Filter Team to take on that response. Additionally, given the breadth and scope of the extraordinary relief requested by the defendant, an adjournment is appropriate. Moreover, the defendant will suffer no prejudice given that the Case Team is no longer in possession of the notes at issue.

This is the first request for an adjournment. The Government has asked defense counsel for their position on the Government's request, but has not received a response. The parties are scheduled to appear before the Court on December 18, 2024 at 2:00 p.m.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney

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cc: all counsel by ECF